

NOURSE & BOWLES, LLP  
 Attorneys for Plaintiffs  
 C.V. SCHEEPVAARTONDERNEMING  
 PARELGRACHT, AND B.V. BEHEER  
 MAATSCHAPPIJ PARELGRACHT  
 One Exchange Plaza  
 At 55 Broadway  
 New York, NY 10006-3030  
 (212) 952-6200

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

X-----  
 C.V. SCHEEPVAARTONDERNEMING :  
 PARELGRACHT, AND B.V. BEHEER :  
 MAATSCHAPPIJ PARELGRACHT,

Plaintiffs,

-against-

CONTAINERS INTERNATIONAL PTY LTD.

Defendant.

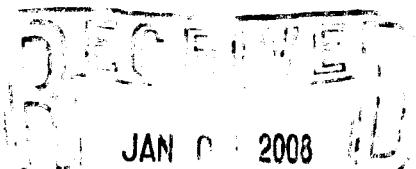
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07-CV-4143 (WHP)

ORDER UPON STIPULATION OF  
 DISMISSAL PURSUANT TO FRCP  
 RULE 41(a)(1)

JAN 8 2008

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WHEREAS, this action was commenced on or about May 29, 2007, upon the filing of plaintiffs' verified complaint;

WHEREAS, the parties to this action have agreed to settle claims in accordance with the terms and conditions of a Settlement Agreement dated December 13, 2007;

WHEREAS, the parties have agreed that the Ex Parte Order of Maritime Attachment and Garnishment issued in this action on May 29, 2007 should be vacated forthwith;

WHEREAS, the parties have agreed that garnishee JP Morgan Bank shall immediately, upon presentation of this signed Order, release the funds attached in the amount of \$15,404.53 to the custody of defendant Containers International Pty Ltd.

WHEREFORE, IT IS HEREBY STIPULATED AND AGREED as follows:

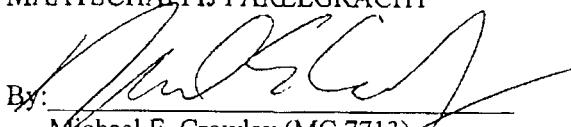
- (1) The Ex Parte Order of Maritime Attachment and Garnishment issued in this action on May 29, 2007 is vacated;

- (2) JP Morgan Bank as garnishee shall immediately, upon presentation of this signed Order, release all funds attached as property of defendant Containers International Pty Ltd. to the custody of defendant Containers International Pty Ltd., and shall immediately inform plaintiffs' attorneys, Nourse & Bowles, LLP, of the release of said funds.
- (3) Upon release of the attached funds, this action together with all claims and counterclaims asserted herein shall be dismissed, without prejudice and without costs to any party; and
- (4) This suit may be reopened within 60 days of the entry of this Order upon the letter application of the attorneys of any of the undersigned parties if settlement is not consummated within 7 days of the receipt by defendant of the attached funds as described in (2) above.

Dated: New York, New York  
January 3, 2008

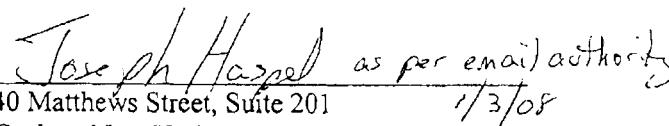
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MAATSCHAPPIJ PARELGRACHT

By:

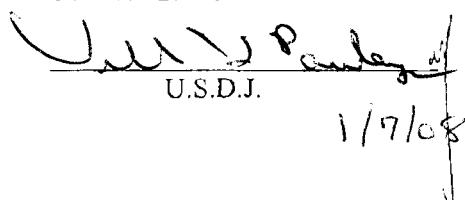
  
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JOSEPH HASPEL, ESQ.  
Attorney for Defendant  
CONTAINERS INTERNATIONAL PTY LTD.

By:

  
Joseph Haspel as per email authority  
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(845) 294-8950  
1/3/08

The Clerk of the Court  
is directed to mark  
this case closed.  
SO ORDERED:

  
U.S.D.J.  
1/7/08